

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

**FILED**  
U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS

FEB 08 2008

DAVID J. WILKINSON, CLERK  
BY  
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AMERICAN COMMUNITY  
NEWSPAPERS, LLC d/b/a STAR  
COMMUNITY NEWSPAPERS,

Plaintiff,

V.

THE CITY OF PLANO

Defendant.

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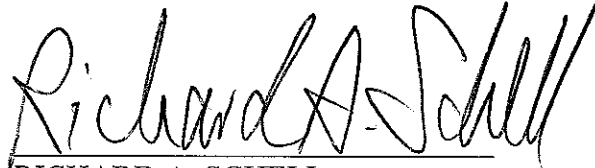
CASE NO. 4:06cv295

**MEMORANDUM ADOPTING REPORT AND  
RECOMMENDATION OF THE UNITED STATES MAGISTRATE JUDGE**

City of Plano's Motion to Dismiss American Community Newspapers Original Complaint (Dkt. 38)

is GRANTED, in part, and DENIED, in part.

SIGNED this 8<sup>th</sup> day of February, 2008.

A handwritten signature in black ink, reading "Richard A. Schell". The signature is written in a cursive style with a horizontal line underneath the name.

RICHARD A. SCHELL  
UNITED STATES DISTRICT JUDGE